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UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

COUNTY OF SANTA CRUZ, et al.,

Plaintiffs,

v.

ALBERTO GONZALES, Attorney General
 of the United States; KAREN P. TANDY,
 Administrator of the Drug Enforcement
 Administration; JOHN P. WALTERS,
 Director of the Office of National Drug
 Control Policy; and 30 UNKNOWN
 DRUG ENFORCEMENT
 ADMINISTRATION AGENTS,

Defendants.

Nos. C 03-1802 JF **CONSOLIDATED**
 MC 02-7012 JF

**STIPULATION AND ORDER
 EXTENDING TIME TO FILE
 ANSWER OR RULE 12(b) MOTION
 TO FIRST AMENDED COMPLAINT**

No Hearing requested.

Plaintiffs, by and through their undersigned counsel, and Defendants Alberto Gonzales, Attorney General of the United States; Karen P. Tandy, Administrator of the Drug Enforcement Administration; and John P. Walters, Director of the Office of National Drug Control Policy (collectively the "Official-Capacity Defendants"), hereby stipulate as follows:

1. On January 30, 2006, plaintiffs filed a First Amended Complaint for Permanent Injunctive Relief, Declaratory Relief, and Damages. The Official-Capacity Defendants answer or Rule 12(b) motion is currently due on this date, February 13, 2006.

2. Counsel for the Official-Capacity Defendants requires additional time to prepare an anticipated motion to dismiss pursuant to Fed. R. Civ. P. 12(b); and to discuss a proposed briefing schedule with counsel for the plaintiffs.

3. The Official-Capacity Defendants hereby request that the Court enter an Order extending the Official-Capacity Defendants time to answer or file a Rule 12(b) motion to dismiss by fourteen (14) days, or until February 27, 2006. Plaintiffs do not oppose this request.

Respectfully submitted:

The Plaintiffs,

The Official-Capacity Defendants,

/s/ Frank Kennamer
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Dated: February 13, 2006

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 2/14/06


JEREMY FOGEL
UNITED STATES DISTRICT JUDGE